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LLC, YES Consulting, LLC, Autumn  
Communications, Inc., Business Training Works,  
Inc., Measuring Usability LLC, and Foster &  
Forge Ltd. on behalf of themselves and all others  
similarly situated

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Attorneys for Defendant X Corp.

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

WHITE COAT CAPTIONING, LLC, YES  
CONSULTING, LLC, AUTUMN  
COMMUNICATIONS, INC., BUSINESS  
TRAINING WORKS, INC., MEASURING  
USABILITY LLC, AND FOSTER & FORGE  
LTD. on behalf of themselves and all others  
similarly situated,

Plaintiffs,

v.

X CORP. (FORMERLY KNOWN AS  
TWITTER, INC.)

Defendant.

Case No. 3:23-cv-1594-SK  
*Assigned to the Honorable Sallie Kim*

**FURTHER JOINT CASE MANAGEMENT  
STATEMENT**

Pursuant to the Court's February 24, 2025 Order (ECF No. 55) and Northern District of California, Local Civil Local Rule 16-10(d), Plaintiffs White Coat Captioning, LLC, YES Consulting, LLC, Autumn Communications, Inc., Business Training Works, Inc., Measuring Usability LLC, and Foster & Forge Ltd. (collectively, "Plaintiffs") and X Corp. (together with Plaintiffs, the "Parties") jointly submit this Further Joint Case Management Report as follows:

## **STATUS**

### **Parties' Compliance with FRCP 16 and FRCP 26**

The Parties filed their Joint Case Management Statement (ECF No. 54) in compliance with Federal Rule of Civil Procedure (FRCP) 16 on February 18, 2025, and their FRCP 26(f) Joint Report (ECF No. 47) on September 17, 2024.

### **Status of Discovery**

The Parties are diligently pursuing fact discovery. Plaintiffs have taken one deposition, and both sides anticipate taking additional depositions. Plaintiffs expect to be filing a discovery motion, after conferral, as they previously indicated in a prior joint statement (Dkt. 54). X Corp. has not received any indication as to what Plaintiffs' contemplated discovery dispute is about, as this was not raised in any form with X Corp. until Plaintiffs proposed the sentence alluding to such a dispute. X Corp. asked for more information about this upon seeing Plaintiffs' proposed edits, and was told that Plaintiffs would provide more detail later. X Corp. looks forward to learning more about this from Plaintiffs at the hearing.

The Parties are in the process of scheduling additional depositions, including corporate representative depositions of each Plaintiff.

### **Scheduling Matters**

The Parties submitted a joint stipulation to extend the deadlines in this case. (ECF No. 56.) On June 9, 2025, the Court entered an order deferring its ruling on the Parties' proposed schedule until the June 23, 2025 case management conference. (ECF No. 57.)

### **Plaintiffs' Position:**

Plaintiffs do not expect that there will be expert witnesses in this case and thus propose that the current schedule can stay in place, with the only change being that the expert discovery deadline

1 could become the fact discovery deadline, and the other deadlines could stay in place. Plaintiffs  
2 make this proposal, given the Court's apparent concern about moving all deadlines, as the parties had  
3 previously stipulated. Plaintiffs' counsel are in the process of working with their clients to determine  
4 dates they are available for depositions and intend to provide such dates shortly to Defendant.  
5 Plaintiffs note that they also intend to file a motion for class certification.

6 **X Corp.'s Position:**

7 Despite the parties' previous agreement to move the case schedule, in part because Plaintiffs  
8 did not provide X Corp. with dates for their 30(b)(6) depositions that were noticed on May 7, 2025,  
9 Plaintiffs now propose only moving fact discovery. X Corp. was not aware of this proposal until June  
10 12, 2025 when Plaintiffs provided X Corp. with their edits to this Further Joint Case Management  
11 Statement. X Corp. is thus surprised by this sudden change of course and opposes Plaintiffs' proposal.  
12 For reasons set forth in the Parties Joint Stipulation (ECF 56), X Corp. believes that the entire case  
13 schedule should be adjusted—just as the Parties jointly agreed to do no less than two weeks ago. X  
14 Corp. looks forward to discussing this at the hearing.

15 **Alternative Dispute Resolution**

16 The Parties continue to have informal settlement negotiations and continue to believe it will  
17 be productive and efficient to continue to work directly with each other in efforts to resolve, before  
18 reverting to more formal ADR mechanisms.

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Respectfully submitted,

Dated: June 16, 2025

**LICHTEN & LISS-RIORDAN, P.C.**

By: /s/ Shannon Liss-Riordan  
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Dated: June 16, 2025

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**FILER'S ATTESTATION OF CONCURRENCE**

I, J. Jonathan Hawk, pursuant to Local Rule 5-1(i)(3), attest that I am counsel for Defendant X Corp. As the ECF user and filer of this document, I attest that concurrence in the filing of this document has been obtained from its signatories.

Dated: June 16, 2025

**MCDERMOTT WILL & EMERY LLP**

By:

/s/ J. Jonathan Hawk

J. Jonathan Hawk  
Attorneys for Defendant X Corp.